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 <p>25129 Rye Canyon Rd. Valencia, CA 91355</p>	<p align="center"><b>FAX TRANSMITTAL</b></p> <p>To: US Patent &amp; Trademark Office Examiner Kennedy Schaetzle, Art Unit 3762, phone (703) 308-2211</p> <p>Fax: (703) 872-9306</p> <p>From: Bryant R. Gold, Reg. No. 29,715 phone (661) 362-1771 fax (661) 362-1507</p> <p>Date: October 21, 2004</p> <p>Pages: 23, Including Cover Page</p> <p>Re: Amendment A for S/N 10/057,116, filed January 24, 2002; Attorney Docket No.: AB-165U</p>	<p align="center"><b>Certificate of Transmission</b></p> <p>I hereby certify this correspondence, including the papers listed, is being facsimile transmitted to the U.S. Patent and Trademark Office, Fax. No. (703) 872-9306</p> <p>on this date: <u>October 21, 2004</u></p> <p>Typed Name: <u>Bryant R. Gold</u></p> <p>Signature: <u>[Signature]</u></p> <p>Date: <u>10-21-04</u></p>
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## MESSAGE:

Please find attached:

- Transmittal Letter, listing the following items (1 page);
- Extension of time request, including authorization to charge \$110.00 to Deposit Account (1 page);
- Copy of extension of time request (1 page);
- Amendment A, responding to an Office Action mailed June 21, 2004, for Application Serial Number 10/057,116, including replacement sheet for FIG. 5 and annotated sheet for FIG. 5 showing changes made. ( 15 pages);
- Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent, form PTO/SB/26, including authorization to charge \$110 to Deposit Account (1 page);
- Copy of Terminal Disclaimer, form PTO/SB/26 (1 page);
- Terminal Disclaimer to Obviate a Provisional Double Patenting Rejection Over a Pending Second Application, form PTO/SB/25, including authorization to charge \$110 to Deposit Account (1 page); and
- Copy of Terminal Disclaimer form PTO/SB/25 (1 page).

Thank you,

  
Bryant R. Gold, Reg. No. 29,715☒ Please Acknowledge Receipt of This Communication.

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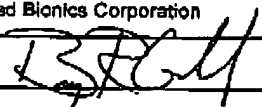
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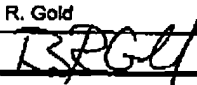
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/057,116	
	Filing Date	January 24, 2002	
	First Named Inventor	Whitehurst, Todd K.	
	Art Unit	3762	
	Examiner Name	Kennedy Schaetzle	
Total Number of Pages in This Submission	23	Attorney Docket Number	AB-165U

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Reply  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Extension of Time Request, and copy of request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input checked="" type="checkbox"/> Terminal Disclaimer for copending application, and copy  <input checked="" type="checkbox"/> Terminal Disclaimer of prior patent, and copy  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Bryant R. Gold, Reg. No. 29,715 Advanced Bionics Corporation
Signature	
Date	October 21, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Bryant R. Gold
Signature	
Date	October 21, 2004

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